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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not yet assigned
Group : Not yet assigned
Applicants : Jens Kossmann and Ruth Lorberth
Serial No. : Not yet assigned
Filed : Concurrently herewith
For : PLANTS WHICH SYNTHESIZE A MODIFIED STARCH, PROCESS
FOR THE PRODUCTION THEREOF AND MODIFIED STARCH

New York, New York
December 21, 2000

Hon. Commissioner for Patents
Washington, D.C. 20231

STATEMENT UNDER 37 C.F.R. §§ 1.56 AND 1.97

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97, applicants make of record the following documents*:

United States Patent Documents

5,349,123, Shewmaker et al., issued September 20, 1994

* A completed Form PTO-1449 listing these documents is attached hereto. Copies of the cited documents were provided in application number 09/045,360, filed March 19, 1998, from which the instant application is a divisional. Applicants stand ready to provide further copies at the Examiner's request.

EK708050829US

Foreign Patent Documents

EP 368 506, issued May 16, 1990
WO 92/11375, published July 9, 1992
WO 94/09144, published April 28, 1994
WO 95/07355, published March 16, 1995
WO 95/26407, published October 5, 1995
AU-B-19028/95, published October 17, 1995

Other Documents

Konecki et al., "The Primary Structure of Human Chromogranin A and Pancreastatin," J. Biol. Chem., 262(35), pp. 17026-17030 (1987).

Kossmann et al., "Carbohydrate Bioengineering," Progress Biotechnol., 10, pp. 271-278 (1995).

Napoli et al., "Introduction of a Chimeric Chalcone Synthase Gene into Petunia Results in Reversible Co-Suppression of Homologous Genes *in trans*," Plant Cell, 2, pp. 279-289 (1990).

Newman et al., "Genes Galore: a Summary of Methods for Accessing Results from Large-scale Partial Sequencing of Anonymous Arabidopsis cDNA Clones," Plant Physiol., 106, pp. 1241-1255 (1994).

Sonnewald et al., "A Second L-Type Isozyme of Potato Glucan Phosphorylase: Cloning, Antisense Inhibition and Expression Analysis," Plant Molec. Biol., 27(3), pp. 567-576 (1995).

St.-Pierre et al., "The Starch Phosphorylase Gene is Subjected to Different Modes of Regulation in Starch-containing Tissues of Potato," Plant Molec. Biol., 30(6), pp. 1087-1098 (1996).

Applicants request that the cited documents be (1) fully considered by the Examiner during the course of examination of this application, and (2) printed on any patent issuing from this application. Applicants further request that a copy of form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

Respectfully submitted,

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